

E-File: May 13, 2011

James I. Stang, Esq. (CA Bar No. 94435)  
Shirley S. Cho, Esq. (CA Bar No. 192616)  
Werner Disse, Esq. (CA Bar No. 143458)  
PACHULSKI STANG ZIEHL & JONES LLP  
10100 Santa Monica Blvd., 11th Floor  
Los Angeles, California 90067-4100  
Telephone: 310/277-6910  
Facsimile: 310/201-0760  
Email: jstang@pszjlaw.com  
scho@pszjlaw.com  
wdisse@pszjlaw.com

Zachariah Larson, Esq. (NV Bar No. 7787)  
LARSON & STEPHENS  
810 S. Casino Center Blvd., Ste. 104  
Las Vegas, NV 89101  
Telephone: 702/382.1170  
Facsimile: 702/382.1169  
Email: zlarson@lslawnv.com

Attorneys for Reorganized Debtors and  
Debtors in Possession

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:  
  
THE RHODES COMPANIES, LLC, aka  
"Rhodes Homes, et al.,<sup>1</sup>  
  
Debtors.

Case No.: BK-S-09-14814-LBR  
(Jointly Administered)  
  
Chapter 11

<sup>1</sup> The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

Affects:

☐

All Debtors

☒

Affects the following Debtor(s)  
Rhodes Design and Development  
Corporation 09-14686

**NOTICE OF ENTRY OF ORDER**

**TO: ALL INTERESTED PARTIES:**

YOU ARE HEREBY NOTICED that an **ORDER SUSTAINING REORGANIZED DEBTORS' OBJECTION TO MIRAJAY RAYO & ARTURO CASIMIRO'S CLAIM PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY CODE AND BANKRUPTCY RULES 3003 AND 3007 [CASIMIRO CLAIM] [ RE: DOCKET NO. 1364]** was entered on May 13, 2011. A copy of the Order is attached hereto.

**DATED** this 13th day of May, 2011.

**LARSON & STEPHENS**

/s/ Zachariah Larson, Esq.

Zachariah Larson, Bar No. 7787

Kyle O. Stephens, Bar No. 7928

810 S. Casino Center Blvd., Suite 104

Las Vegas, NV 89101

Attorneys for Reorganized Debtor

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169



Entered on Docket  
May 13, 2011

Hon. Linda B. Riegler  
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In re:

THE RHODES COMPANIES, LLC, aka  
"Rhodes Homes," et al.,<sup>1</sup>  
Debtors.

Case No.: BK-S-09-14814-LBR  
(Jointly Administered)

Chapter 11

Affects:

- ☐ All Debtors  
☒ Affects the following Debtor(s):  
Rhodes Design and Development  
Corporation 09-14686

Hearing Date: May 9, 2011  
Hearing Time: 2:30 p.m.  
Courtroom 1

**ORDER SUSTAINING REORGANIZED DEBTORS' OBJECTION TO MIRAJAY  
RAYO & ARTURO CASIMIRO'S CLAIM PURSUANT TO SECTION 502(b) OF THE  
BANKRUPTCY CODE AND BANKRUPTCY RULES 3003 AND 3007  
[CASIMIRO CLAIM] [RE: DOCKET NO. 1364]**

<sup>1</sup> The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169

1 Upon consideration of the *Reorganized Debtors' Objection to Mirajoy Rayo & Arturo*  
2 *Casimiro's Claim Pursuant to Section 502(b) of the Bankruptcy Code and Bankruptcy Rules*  
3 *3003 and 3007 [Casimiro Claim]* [Docket No. 1364] (the "Objection"),<sup>2</sup> filed by the above-  
4 captioned reorganized debtors (collectively, the "Debtors"), requesting that the Court enter an  
5 order disallowing and expunging in full the Casimiro Claim; and the Court having jurisdiction to  
6 consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334;  
7 and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and  
8 venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court  
9 having reviewed the Objection; the Court hereby finds and determines that, pursuant to Rule  
10 3007 of the Federal Rules of Bankruptcy Procedure, due and proper notice has been provided to  
11 the holder of the Claim attached as Exhibit A to the Objection and all other parties entitled to  
12 notice; and no other or further notice is necessary; and the relief requested in the Objection is in  
13 the best interests of the Debtors, their estates and creditors; and that the legal and factual bases  
14 set forth in the Objection establishes just cause for the relief requested therein; therefore

15 IT IS HEREBY ORDERED THAT:

16 1. Claim No. 22, filed by Mirajoy Rayo & Arturo Casimiro in an unliquidated  
17 amount in Case No. 09-14846 against Rhodes Design and Development Corporation is hereby  
18 disallowed and expunged in full.  
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27 <sup>2</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Second Omnibus  
28 Objection.

2. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

Submitted by:

DATED this 9<sup>th</sup> day of May, 2011

By: /s/ Zachariah Larson

LARSON & STEPHENS

Zachariah Larson, Esq. (NV Bar No 7787)

Kyle O. Stephens, Esq. (NV Bar No. 7928)

810 S. Casino Center Blvd., Ste. 104

Las Vegas, NV 89101

(702) 382-1170 (Telephone)

(702) 382-1169

zlarson@lslawnv.com

*Attorneys for Reorganized Debtors*

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
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LR 9021 Certification

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

☐ The court has waived the requirement set forth in LR 9021(b)(1).

☒ No party appeared at the hearing or filed an objection to the motion.

☐ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: No Appearance at Hearing

Unrepresented parties appearing: No Appearance at Hearing

Trustee: No Appearance at Hearing

☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.

###

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169

**CERTIFICATE OF SERVICE**

1. On the 16th day of May 2011, I served the following document(s):

**NOTICE OF ENTRY OF ORDER SUSTAINING REORGANIZED DEBTORS'  
OBJECTION TO MIRAJAY RA YO & ARTURO CASIMIRO'S CLAIM PURSUANT  
TO SECTION 502(b) OF THE BANKRUPTCY CODE AND BANKRUPTCY RULES  
3003 AND 3007 [CASIMIRO CLAIM] [RE: DOCKET NO. 1364]**

2. I served the above-named document(s) by the following means to the persons as listed below:

*(check all that apply)*

☐ a. **United States mail, postage fully prepaid**  
*(List persons and addresses. Attach additional paper if necessary)*

*PLEASE SEE ATTACHED SERVICE LIST*

3. On **May 16, 2011** I served the above-named document(s) by the following means to the persons as listed below:

*(check all that apply)*

☐ a. **ECF System** *(You must attach the "Notice of Electronic Filing", or list all persons and addresses and attach additional paper if necessary)*

**I declare under penalty of perjury that the foregoing is true and correct.**

Signed on (date): May 16, 2011

Sophia L. Lee  
(Name of Declarant)

/s/Sophia L. Lee  
(Signature of Declarant)

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169

MAILING LIST FOR SERVICE

Maddox Isaacson & Cisneros LLP  
An Association of Professional Corporations  
Troy L. Isaacson, Esq.  
3811 W. Charleston Blvd., Suite 110  
Las Vegas, NV 89102

Arturo Casimiro, Jr.  
441 Punto Vallata Drive  
Henderson, NV 89101

Mirajoy Rayo  
441 Punto Vallata Drive  
Henderson, NV 89101

Kathleen A. Leavitt  
Chapter 13 Trustee  
201 Las Vegas Blvd. So. #200  
Las Vegas, NV 89101

Sarah E. Smith, Esq.  
Senior Staff Attorney  
Kathleen A. Leavitt, Chapter 13 Trustee  
201 Las Vegas Blvd. South, Suite 200  
Las Vegas, Nevada 89101

James F. Lisowski, Sr.  
Chapter 7 Trustee  
PO Box 95695  
Las Vegas, NV 89183



**ECF SERVICE LIST**

09-14814-lbr Notice will be electronically mailed to:

KEVIN N. ANDERSON on behalf of Creditor JAMES RHODES

kanderson@fabianlaw.com, sburdash@fabianlaw.com

BRETT A. AXELROD on behalf of Creditor SAGEBRUSH ENTERPRISES, INC.

baxelrod@foxrothschild.com,

pkois@foxrothschild.com;rdittrich@foxrothschild.com;msheffield@foxrothschild.com;ldupree@foxrothschild.com

J. THOMAS BECKETT on behalf of Creditor CREDITORS COMMITTEE

ECF@parsonsbehle.com

SHIRLEY S. CHO on behalf of Debtor THE RHODES COMPANIES, LLC

scho@pszjlaw.com

JANET L. CHUBB on behalf of Creditor COMMERCE ASSOCIATES, LLC

bsalinas@armstrongteasdale.com;twaldo@armstrongteasdale.com

DAVID A. COLVIN on behalf of Creditor DANA KEPNER COMPANIES, LLC

dcolvin@marquisaurbach.com,

mwalters@marquisaurbach.com;kgallegos@marquisaurbach.com;tszostek@marquisaurbach.com

THOMAS E. CROWE on behalf of Creditor SHANE SMITH

tcrowelaw@yahoo.com

DAMON K. DIAS on behalf of Creditor X-It at 215, LLC

ddias@diaslawgroup.com, bankruptcy@diaslawgroup.com

RICHARD I. DREITZER on behalf of Creditor Inc. Integrity Masonry

richard.dreitzer@bullivant.com

PHILIP S. GERSON on behalf of Creditor CLARK COUNTY

banknv@rocgd.com, mburgener@rocgd.com

REW R. GOODENOW on behalf of Creditor CREDITORS COMMITTEE

ecf@parsonsbehle.com

KIRBY C. GRUCHOW on behalf of Creditor NEVADA POWER COMPANY

hkelley@leachjohnson.com

CAROL L. HARRIS on behalf of Creditor In re Kitec Fitting Litigation Class Plaintiffs

c.harris@kempjones.com, jlm@kempjones.com

RODNEY M. JEAN on behalf of Creditor Credit Suisse, Cayman Islands Branch

RJEAN@LIONELSAWYER.COM,

gbagley@lionelsawyer.com;bklsclv@lionelsawyer.com;mstow@lionelsawyer.com;mtieu@lionelsawyer.com

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169

1 ROBERT R. KINAS on behalf of Creditor CATERPILLAR FINANCIAL SERVICES  
CORPORATION

2 rkinas@swlaw.com,  
3 jmath@swlaw.com;mfull@swlaw.com;cdossier@swlaw.com;lvdocket@mindspring.com;nbaig  
@swlaw.com;nunzueta@swlaw.com

4 KEITH S. KNOCHEL on behalf of Creditor VALERIE SILVAS  
5 law@lawyersinarizona.com, bank@lawyersinarizona.com

6 BART K. LARSEN on behalf of Creditor Reef Colonial, LLC  
7 blarsen@klnevada.com, jierien@klnevada.com;bankruptcy@klnevada.com

8 ZACHARIAH LARSON on behalf of Debtor APACHE FRAMING, LLC  
ecf@lslawnv.com, sstanton@lslawnv.com;akosina@lslawnv.com

9 NILE LEATHAM on behalf of Creditor STEERING COMMITTEE OF SENIOR SECURED  
10 LENDERS  
nleatham@klnevada.com, ckishi@klnevada.com;bankruptcy@klnevada.com

11 CHARLES M. LITT on behalf of Creditor THE PRESERVE AT ELKHORN SPRINGS  
12 HOMEOWNERS ASSOCIATION, INC.  
13 rblack@feinberggrant.com, efilings@hotmail.com

14 ANNE M. LORADITCH on behalf of Creditor JAMES RHODES  
15 aloraditch@foxrothschild.com, pkois@foxrothschild.com;rdittrich@foxrothschild.com

16 VIRGINIA CRONAN LOWE on behalf of Creditor UNITED STATES OF AMERICA -  
INTERNAL REVENUE SERVICE  
17 virginiacronan.lowe@usdoj.gov, Western.Taxcivil@usdoj.gov

18 JAMES B MACROBBIE on behalf of Creditor CREDIT SUISSE, CAYMAN ISLANDS  
BRANCH  
19 darhyl.kerr@dlapiper.com

20 JANIECE S MARSHALL on behalf of Creditor STANLEY CONSULTANTS, INC.  
21 jm@amclaw.com, car@amclaw.com;lom@amclaw.com;crb@amclaw.com;csch@amclaw.com

22 EDWARD M. MCDONALD on behalf of U.S. Trustee U.S. TRUSTEE - LV - 11  
23 edward.m.mcdonald@usdoj.gov

24 SUSAN L. MYERS on behalf of Creditor Credit Suisse, Cayman Islands Branch  
smyers@lionelsawyer.com, gbagley@lionelsawyer.com;bklslv@lionelsawyer.com

25 JEFFREY D. OLSTER on behalf of Creditor HARSCH INVESTMENT PROPERTIES -  
26 NEVADA, LLC  
olster@lbbslaw.com, sallade@lbbslaw.com

27 ERIC RANSAVAGE on behalf of Creditor Leslie Blasco, et al.  
28 eransavage@sslplaw.com, agutierrez@sslplaw.com

MARK R. SOMERSTEIN on behalf of Creditor WELLS FARGO BANK, N.A.

mark.somerstein@ropesgray.com

JEFFREY R. SYLVESTER on behalf of Creditor CREDIT SUISSE, CAYMAN ISLANDS  
BRANCH

jeff@sylvesterpolednak.com

U.S. TRUSTEE - LV - 11

USTPRegion17.lv.ecf@usdoj.gov

DONALD H. WILLIAMS on behalf of Creditor Westar Kitchen & Bath, LLC

DonaldHWilliamsLaw@gmail.com, taylor sellers@gmail.com

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169